

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Jeffrey Kukulski	Team: Team # 5	CCRB Case #: 201205945	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Saturday, 04/28/2012 1:30 PM	Location of Incident: East 116th Street and Second Avenue	Precinct: 25	18 Mo. SOL 10/28/2013	EO SOL 10/28/2013	
Date/Time CV Reported Wed, 05/09/2012 3:13 PM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Wed, 05/09/2012 3:13 PM		

Complainant/Victim	Type	Home Address

Witness(es)	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Stephen Polesovsky	17083	940589	PBMN TF

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. An officer			Unknown

Officer(s)	Allegation	Investigator Recommendation
A.POM Stephen Polesovsky	Abuse: PO Stephen Polesovsky stopped the car in which § 87(2)(b) and § 87(2)(b) were occupants.	
B.POM Stephen Polesovsky	Abuse: PO Stephen Polesovsky frisked § 87(2)(b)	
C.POM Stephen Polesovsky	Abuse: PO Stephen Polesovsky searched the car in which § 87(2)(b) and § 87(2)(b) were occupants.	

Case Summary

§ 87(2)(b) filed this complaint with the CCRB by phone on May 9, 2012. On April 28, 2012, at approximately 1:30 p.m., § 87(2)(b) and § 87(2)(b) were driving in a livery van and were stopped by a marked NYPD van near East 116th Street and 2nd Avenue in Manhattan (**Allegation A**). PO Stephen Polesovsky and an unidentified male officer approached and asked § 87(2)(b) for his license and registration. § 87(2)(b) abided and then PO Polesovsky asked him to step out of the van and place his hands on the hood. Subsequently, PO Polesovsky frisked § 87(2)(b) (**Allegation B**). After the frisk, PO Polesovsky searched underneath and inside § 87(2)(b)'s van with a flashlight (**Allegation C**). § 87(2)(b) was not arrested. However, he was issued two summons, § 87(2)(b). § 87(2)(b) was not arrested or issued a summons.

§ 87(2)(b) provided tax ID 940589 which was written on his summons by the officer that frisked and searched his van. § 87(2)(b) provided a description of the officer as a white male, 6'2", stocky build, late 30s to early 40s, with a bald head. Investigation has determined that PO Stephen Polesovsky is the officer with tax ID 940589. PO Polesovsky's pedigree information also closely matches § 87(2)(b)'s officer description. § 87(2)(g)

On May 15, 2012, the undersigned mailed a first please call to § 87(2)(b). On May 16, 2012, § 87(2)(b) called and provided a phone statement, refused mediation, and agreed to schedule an interview for June 5, 2012 at 2:00 p.m., which he missed without calling to cancel or reschedule. On June 6, 2012, June 25, 2012, June 27, 2012, and June 29, 2012 the undersigned called and left voice messages requesting a call back to schedule an interview. On June 25, 2012, the undersigned mailed a final please call letter to § 87(2)(b). As of July 20, 2012, a search of the NYC Department of Correction database showed that § 87(2)(b) is not currently incarcerated. As of July 20, 2012, § 87(2)(b) has not responded to the investigation's attempts to schedule an interview. § 87(2)(g)

Team: 5

Investigator: _____
Signature Print Date

Supervisor: _____
Title/Signature Print Date

Reviewer: _____
Title/Signature Print Date

Reviewer: _____
Title/Signature Print Date